

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 2202 – SB 2383

March 27, 2018

SUMMARY OF ORIGINAL BILL: Requires a party perfecting an appeal from general sessions court to circuit court to provide written notice to all parties to such suit.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

SUMMARY OF AMENDMENT (016171): Deletes all language after the enacting clause and rewrites the proposed legislation to authorize all issues in a civil case in a general sessions court to be brought up to circuit court for review by any party when one or more parties perfect an appeal.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumptions for the bill as amended:

- Tennessee Code Annotated § 27-5-101 et seq. governs the procedure for seeking an appeal to circuit court from the judgment of a general sessions court.
- Tennessee Code Annotated § 27-5-108 requires the party perfecting such an appeal in a case in which comparative fault is an issue at trial to serve written notice upon all parties against which an appeal is taken.
- The proposed legislation authorizes any issue to be brought up to circuit court for review when one or more parties perfect an appeal.
- Any impact to the court system can be accommodated within existing resources.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in blue ink that reads "Krista M. Lee" followed by the letters "RNC" in a smaller, less legible script.

Krista M. Lee, Executive Director

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